

"Express Mail" mailing label number **EF24712736745**
I, Peter K. Trzyna (Reg. No. 32, 601), hereby certify that this
paper or fee is being deposited with the United States Postal
Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 on the date indicated below and is addressed to
the Commissioner of Patents and Trademarks, Washington,
D.C. 20231 on the date set forth below:

Signed: 
Peter K. Trzyna (Reg. No. 32,601)

Date: **22 Nov 1998**

PATENT

Paper No. 1

File No. NewMrktP98-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors : Anthony F. Herbst and Wayne F. Perg
Serial No. :
Filed : November 23, 1998
For : DIGITAL COMPUTER SYSTEM AND METHODS
FOR MANAGING AN AUCTION MARKET FOR
PREFERRED-RETURN SECURITIES
Group Art Unit :
Examiner :

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

COMBINED DECLARATION AND POWER OF ATTORNEY

S I R :

As a below-named inventor, the undersigned hereby respectfully declares
that: the residence, address, and citizenship are as stated below; we believe that we
are the original, first, and joint inventors of the subject matter which is claimed and for
which a patent is sought in the above-referenced specification; we have reviewed and
understand the contents of the above-identified specification, including the claims; we
acknowledge the duty to disclose information which is material to the examination of this
application in accordance with Title 37, Code of Federal Regulations §1.56(a); and that
all statements made on my/our own knowledge are true and all statements made on
information and belief are believed to be true, and further that these statements are
made with the knowledge that willful false statements and the like so made are
punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United
States Code, and that such willful false statements may jeopardize the validity of the
application or any patent issued thereon.

We hereby appoint as our attorney, with full powers of inspection,

substitution, revocation, and power to appoint associate attorneys, Peter K. Trzyna
(Reg. No. 32,801 and a member of the Illinois, New York, and Washington D.C. bars).

Address all correspondence to:

Peter K. Trzyna

P.O. Box 7131
Chicago, Illinois 60680-7131

Address all telephone calls to:

Peter K. Trzyna at

(312) 240-0824

We hereby declare that all statements made herein of our own
knowledge are true and that all statements made on information and belief are believed
to be true; and further that these statements were made with knowledge that willful false
statements and the like so made are punishable by fine or imprisonment, or both, under
Section 1001 of Title 18 of the United States Code, and that such willful false statement
may jeopardize the validity of the application or any patent issued thereon.

Date: Nov. 23, 1998

Anthony F. Herbst
Anthony F. Herbst

Residence and Post Office Address: 625 La Chapa Avenue
El Paso, Texas
79912-2321

U.S. Citizen

Date: Nov 21, 1998

Wayne F. Perg.
Wayne F. Perg.

Residence and Post Office Address: 1225 E. Medlock Dr. #15A
Phoenix, Arizona 85014

U.S. Citizen

09197908-112398

"Express Mail" mailing label number **EF24212736745**
I, Peter K. Trzyna (Reg. No. 32, 601), hereby certify that this
paper or fee is being deposited with the United States Postal
Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 on the date indicated below and is addressed to
the Commissioner of Patents and Trademarks, Washington,
D.C. 20231 on the date set forth below.

PATENT

Paper No. 1

Signed: 
Peter K. Trzyna (Reg. No. 32,601)

File No. NewMrktP98-1

Date: **23 Nov 1998**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors : Anthony F. Herbst and Wayne F. Perg
Serial No. :
Filed : November 23, 1998
For : DIGITAL COMPUTER SYSTEM AND METHODS
FOR MANAGING AN AUCTION MARKET FOR
PREFERRED-RETURN SECURITIES
Group Art Unit :
Examiner :

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 C.F.R. §§ 1.9(f) and 1.27(c)) -
SMALL BUSINESS CONCERN**

SIR:

We hereby declare that we respectively are each an official of the
respective small business concerns empowered to act on behalf of the respective
concerns identified as New Market Solutions LLC, an Arizona corporation, having an
address at 1225 E. Medlock Drive #15A, Phoenix, AZ 85014.

We further respectively declare that New Market Solutions LLC is a small
business concern that qualifies as a small business concern as defined in 37 C.F.R. §§
1.9(c) and 121.12 for purposes of paying reduced fees under Sections 41(a) and (b) of
Title 35, United States Code, to the Patent and Trademark Office with regard to the
invention described in the above-identified patent application being filed herewith, in that
the number of employees of the concern, including those of its affiliates, does not
exceed 500 persons. For purposes of the Declaration Claiming Small Entity Status, (1)
the number of employees of the business concern is the average over the previous
fiscal year of the concern of the persons employed on a full-time, part-time or temporary
basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of

09197908-112393

each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party (or parties) controls or has the power to control both.

We further respectively declare that rights under contract or law for the above-identified invention and patent application have been conveyed to, and remain with, the small business concerns identified above. These rights are exclusive and no rights to the invention are held by any person, other than the inventors, who would not qualify as an independent inventor under 37 CFR § 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR § 1.9(d) or a nonprofit organization under 37 CFR § 1.9(e).

We each acknowledge the duty to file in this application notification of any change in status resulting in loss of entitlement to small entity prior to paying, or at the time of paying, the earliest of the issue fee after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b)).

We each hereby declare that all statements made herein on knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date: Nov. 21, 1998

Wayne K. Perg
Wayne K. Perg

Principal
Title

New Market Solutions LLC
Small Business Concern

Date: Nov-23 1998

Anthony F. Herbst
Anthony F. Herbst

Principal
Title

New Market Solutions, LLC
Small Business Concern

09197908.112398